

## Your rights:

- to have public lawyer;
- to know the position, surname and name of the police officer who has made the protocol;
- to be notified in understandable language about the reasons for detention;
- to inform immediately the relatives or other acquainted people through the police officer;
- to make appeals against the actions of police under administrative detention to court or to the body or person to which the official / authority that used these actions is accountable for
- Inform the lawyer of the centre for provision of free secondary legal aid about your detention:  
hotline number – 0 800 213 103 (twenty-four-hour).

### How to behave if you were detained by the police officers:

- Get hold of your emotions, calm down
- You are obliged to behave with dignity, be polite with officers.
- Read the text of the protocol with attention:

**It is important! Consider your health condition! Please remember: if you do not feel well or if you have chronic illness, you have the right to medical aid (including from a doctor of your choice). Please give to the police officer contact details of your doctor if needed. If you have any additional questions, call the hotline of the National police of Ukraine: 0 800 500 202 (twenty-four- hour)**

## Leaflet!



on the rights of a person apprehended for  
an administrative offence

(receipt of this leaflet does not make you an apprehended  
person in terms of proceedings)

Everyone has the right to respect for his dignity. No one shall be subjected to torture or to cruel, inhuman or degrading treatment or punishment (the Constitution of Ukraine, Article 28).

Each human being has the right to liberty and security of person. No one shall be subjected to arrest or detention otherwise than under a reasoned judgment and only under the grounds and procedure established by law (the Constitution of Ukraine, Article 29).

Everyone has the right to professional legal aid. This aid shall be provided for free in cases stipulated by law. Everyone has the right to free choice of the defender of his rights (the Constitution of Ukraine, Article 59).

No one shall be obliged to prove that he is not guilty of a crime.

A criminal charge shall not be based on the evidence obtained illegally and on assumptions. Any doubts in respect of whether a person is proved guilty or not shall be interpreted in favor of that person (the Constitution of Ukraine, Article 62).

No one shall be liable for refusal to testify against and comment on himself, his family members and close relatives, the circle of whom is determined by law. A suspect, an accused person or a criminal defendant has the right to defense (the Constitution of Ukraine, Article 63).

## Annex 4

to the Procedure for informing the persons about the rights of the witness, the victim, the applicant and the detainee through the delivery of police monuments (subitem 1, point 2, section II)

# Please note!

## The reason for administrative detention is:

- termination of administrative offences, when other compensatory measures have been exhausted,
- identification of individual (if he/she has no identification document),
- drawing up a protocol on administrative offence if it is found impossible to draw it in place of the offence (if the procedure is mandatory),
- ensuring of timely and proper legal investigation and servicing of rulings on administrative offence.

## What should you know if you have been detained by police officers

In the course of administrative detention, the police is authorized to carry out the following concerning you:

- personal inspection (shall be conducted by a person of the same sex with the detainees),
- inspection of belongings and seizure of belongings and documents, including driver's license, honorary weapon, firearms, hunting weapons, airgun with caliber over 4.5 mm and bullet speed over 100 meters per second, as well as cold steel, ammunition and special self-protection means,
- temporary detention of the vehicle.
- suspension of drivers against driving vehicle, river vessels and small crafts; inspection for alcoholic, narcotic or other intoxication, as well as exposure to medications that reduce attention and speed of reaction.

These actions are carried out in the manner prescribed by the Code of Ukraine on administrative offenses or other legislation.

Information on these actions shall be introduced to the protocol on administrative offense, and to the protocol on administrative detention – in the case of detention of a person

## Execution of administrative detention:

- Police officer shall draw a protocol on administrative detention, which you have to sign.
- In case of refusal special record shall be made in the protocol.

## The term of administrative detention:

- According to part one of the Article 263 of the Code of Ukraine on Administrative Offenses, administrative detention of a person who committed an administrative offense may last no more than three hours.